

EXHIBIT C

1 THE HONORABLE RONALD B. LEIGHTON

2
3
4 IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT TACOMA

5 STORMANS, INCORPORATED, et al.,

Civil Action No. C07-5374

6 Plaintiffs,

7 vs.

8 MARY SELECKY, Secretary of the
9 Washington State Department of Health,
et al.,

**DECLARATION OF SCOTT
JAMIESON**

10 Defendants,

11 and

12 JUDITH BILLINGS, et al.,

13 Intervenor.

14
15 I, Scott Jamieson, make the following Declaration under penalty of perjury
16 and pursuant to 28 U.S.C. §1746:

- 17
18 1. I am, and since May, 2004, have served as the System Director of Pharmacy
19 for Providence Health & Services ("Providence"), 1801 Lind Ave. SW, Renton,
20 WA 98057.
- 21 2. Providence is a not-for-profit Catholic health care ministry currently serving
22 communities in Alaska, California, Montana, Oregon, and Washington.
23 Providence was founded in 1856 by the Sisters of Providence.
- 24
25 3. Currently, Providence operates nine hospitals and eight retail and outpatient
26 pharmacies in the State of Washington. Each hospital also has a separate
27 inpatient pharmacy.

1 4. Providence serves approximately 22,300 customers per year in its retail and
2 outpatient pharmacies.

3 5. As System Director of Pharmacy, my responsibilities include oversight of
4 Providence's system-wide pharmacy resource council, and facilitating best
5 practice collaboration and sharing with respect to pharmacy operations. I am
6 knowledgeable and familiar with the policies and practices of Providence's
7 inpatient and retail and outpatient pharmacies in the State of Washington.
8

9 6. As a Catholic health care organization, Providence's pharmacy operations are
10 conducted in accordance with the Ethical and Religious Directives for Catholic
11 Health Care Services ("Ethical and Religious Directives").¹
12

13 7. The Ethical and Religious Directives state, among other things, that "Catholic
14 health care institutions are not to provide abortion services, even based upon
15 the principle of material cooperation." *Id.* at ¶ 45. Further, the Ethical and
16 Religious Directives define abortion as "the termination of pregnancy before
17 viability . . . includ[ing] the interval between conception and implantation."
18
19 *Id.*

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26 ¹ United States Conference of Catholic Bishops, *Ethical and Religious Directives for Catholic*
27 *Health Care Services, Fifth Edition*, available at <http://www.usccb.org/issues-and-action/human-life-and-dignity/health-care/upload/Ethical-Religious-Directives-Catholic-Health-Care-Services-fifth-edition-2009.pdf>.

1 8. Based on the Ethical and Religious Directives and the current science
2 regarding the mechanism of action of Plan B and *ella*, Providence:

3 a. does not stock or dispense *ella* in its pharmacies; and

4 b. allows its inpatient pharmacies to stock and dispense Plan B, but only for
5 provision to sexual assault victims following a determination that
6 conception has not occurred.
7

8 9. I have spoken to pharmacists staffed in Providence's Washington State
9 pharmacies and confirmed that none stock *ella*, and that none of the retail
10 and outpatient pharmacies stock Plan B.
11

12
13 I declare under penalty of perjury that the foregoing is true and correct.

14
15 Executed on

December 14, 2011

by

Scott Jamieson
Scott Jamieson